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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>PATENT APPLICATION</u>
)	
Inventors: Delany, et al.)	
)	
Application No.: 09/998,898)	
)	
Filed: November 30, 2001)	
)	
Title: POLICIES FOR MODIFYING GROUP MEMBERSHIP)	
)	<u>Customer No. 28554</u>

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

POLICIES FOR MODIFYING GROUP MEMBERSHIP

the specification of which (check applicable ones):

_____ is filed herewith;
 X was filed with the above-identified "Filed" date and "Application No."
_____ was amended on (or amended through) __.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the examination of the application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

(1) Full name of sole
or first inventor: Shawn P. Delany

(1) Residence: 6590 Crown Boulevard
San Jose, California 95120

(1) Post Office Address: Same

(1) Citizenship: Canada

(1) Inventor's signature: Shawn Delany

(1) Date: January 23, 2002.

(2) Full name of second
joint inventor: Sajeed Ahmed

(2) Residence: 405 Stierlin Road, #26
Mountain View, California 94043

(2) Post Office Address: Same

(2) Citizenship: India

(2) Inventor's signature: Sajeed Ahmed

(2) Date: 1/23/02

(3) Full name of third
joint inventor: Vivian M. Ganitsky

(3) Residence: 745 Menlo Avenue, #2
Menlo Park, California 94024

(3) Post Office Address: Same

(3) Citizenship: United States

(3) Inventor's signature: Vivian M. Ganitsky

(3) Date: 1/23/02

Title 37, Code of Federal Regulations, §1.56

**SECTION 1.56. DUTY TO DISCLOSE INFORMATION
MATERIAL TO PATENTABILITY**

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§1.97(b)-(d) and 1.98.* However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

(1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or

(2) It refutes, or is inconsistent with, a position the applicant takes in:

- (i) Opposing an argument of unpatentability relied on by the Office; or
- (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) Each inventor named in the application;
- (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.

* §§1.97(b)-(d) and 1.98 relate to the timing and manner in which information is to be submitted to the Office.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	<u>PATENT APPLICATION</u>
Inventors: Delany, et al.)	
Application No.: 09/998,898)	
Filed Date: November 30, 2000)	
Title: POLICIES FOR MODIFYING)	
GROUP MEMBERSHIP)	Customer No.: 28554

POWER OF ATTORNEY

Commissioner for Patents
Washington, D.C. 20231

Sir:

I hereby appoint DeNIRO, Kirk J. (Reg. No. 35,854), HARMON, William J. (Reg. No. 40,635), MAGEN, Burt (Reg. No. 37,175), MARCUS, Brian I. (Reg. No. 34,511), and VIERRA, Larry E. (Reg. No. 33,809), as my/our attorneys or agents to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

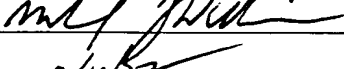
Please direct all telephone calls and change the correspondence address for the above-identified application to:

Burt Magen, Esq.
Vierra Magen Marcus Harmon & DeNiro LLP
685 Market Street, Suite 540
San Francisco, California 94105
Telephone: 415.369.9660, Facsimile: 415.369.9665

Oblix, Inc. is the assignee of the entire right, title and interest in the above-identified patent application. I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventors to the assignee which:

_____ is filed for recordation herewith; or
_____ was recorded at Reel ___, Frames ___; or
 X has been sent for recordation under separate cover, a copy attached herewith.

The undersigned is authorized to sign this document on behalf of the assignee.

Signature: 
Date: 2/1/02
Name: Michael J. Williams
Title: Vice President of Finance

JOINT TO CORPORATE ASSIGNMENT

WHEREAS, the undersigned Inventors:

- (1) Shawn P. Delany, a resident of 6590 Crown Boulevard, San Jose, California 95120, and
- (2) Sajeed Ahmed, a resident of 405 Stierlin Road, #26, Mountain View, California 94043, and
- (3) Vivian M. Ganitsky, a resident of 745 Menlo Avenue, #2, Menlo Park, California 94024

have invented certain new and useful improvements in:

POLICIES FOR MODIFYING GROUP MEMBERSHIP

and have executed a declaration or oath for an application for a United States patent disclosing and identifying the invention:

- X Said application having Application Number 09/998,898 and filed on the 30th day of November, 2001.

WHEREAS Oblx, Inc. (hereinafter termed "Assignee"), a corporation of the State of California, having a place of business at 18922 Forge Drive, State of California, wishes to acquire the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, certificates of invention and other forms of protection thereon (hereinafter termed "patents") applied for or granted in the United States and/or other countries.

NOW THEREFORE, for good and valuable consideration acknowledged by each of said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey to said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply in any or all countries of the world for patents, certificates of inventions or other governmental grants on said invention, including the right to apply for patents pursuant to the International Convention for the Protection of Industrial Property or pursuant to any other convention, treaty, agreement or understanding; (c) in and to any and all applications filed and any and all patents, certificates of inventions or other governmental grants granted on said invention in the United States or any other country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; (d) in and to each and every reissue or extension of any of said patents; and (e) in and to each and every patent claim resulting from a reexamination certificate for any and all of said patents.

IN WITNESS WHEREOF, the said Inventors have executed this instrument on the date of acknowledgement before the Notary Public as given below and delivered this instrument to said Assignee.

(1) Shawn P. Delany
Shawn P. Delany

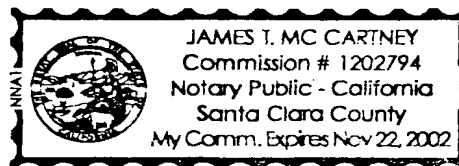
State of California
County of Santa Clara

On Jan. 23, 2002 before me, James T. McCartney, Notary Public,
(name and title of officer)

personally appeared Shawn P. Delany, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature James T. McCartney



(2) Sajeed Ahmed
Sajeed Ahmed

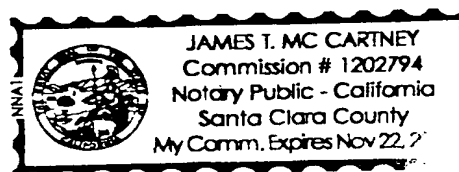
State of California
County of Santa Clara

On Jan. 23, 2002 before me, James T. McCartney, Notary Public,
(name and title of officer)

personally appeared Sajeed Ahmed, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature James T. McCartney



(3)

Vivian M. Ganitsky

State of California

County of Santa Clara

On Jan. 23, 2002 before me, James T. McCartney, Notary Public,
(name and title of officer)

personally appeared Vivian M. Ganitsky, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature James T. McCartney

